

ORIGINAL

STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION

Prairie State Generating Company, LLC, a Delaware limited )  
liability company, )  
Petitioner, )

Lively Grove Township, Illinois, )  
Joint Petitioner, )

v. )

Illinois Department of Transportation, Marissa Township, )  
Illinois and Illinois Central Railroad, )  
Respondents. )

Joint Petition for an Order authorizing the construction )  
of at grade railroad crossings in St. Clair County and )  
Washington County, east of the Village of Marissa, )  
Illinois. )

Docket No. T06-0081

**RECEIVED**

SEP 14 2006

Illinois Commerce Commission  
RAIL SAFETY SECTION

PETITION TO INTERVENE

Now comes Michael Edward Sabo ("Petitioner"), and hereby respectfully petitions the Illinois Commerce Commission ("Commission") for leave to intervene and participate in this Docket pursuant to 92 Ill. Adm. Code, and in support of this Petition, states as follows:

1. Prairie State Generating Company, LLC ("Prairie State") and Lively Grove Township, ("Lively Grove") initiated this Docket for the purpose of seeking authority for the construction of at grade railroad crossings in St. Clair County and Washington County, east of the Village of Marissa, Illinois.

2. As a (i) resident of Marissa Township, whose primary place of residence whose legal boundaries lie within one mile of at least one proposed railroad crossing; and as (ii) owner and operator of a Non-Public school as defined by the Illinois State Board of Education where pupils receive instruction in all branches of education in the English language as required by law, and in compliance with the requirements of the Compulsory Attendance Law, Chapter 122, Section 26-1 of the Illinois School Code, whose place of business

**DOCKETED**

SEP 15 2006

whose legal boundaries lie within one mile of at least one proposed railroad crossing; and as (iii) lessee of a parcel of agricultural land, in the Lively Grove Township, whose legal boundaries lie within one mile of at least one proposed railroad crossing; Michael Edward Sabo is interested in the subject matter of this proceeding and may be affected by any Order entered by the Commission herein.

3. Having submitted this Petition to Intervene within 15 days of Prairie State's and Lively Grove's Joint Petition received by the Commission on September 12, 2006.

4. Michael Edward Sabo wishes to participate in this proceeding and present his position on the issues raised by the parties.

5. Michael Edward Sabo requests to be added to the service list in this docket.

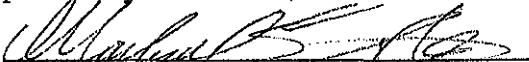
Wherefore, Petitioner prays as follows:

That Michael Edward Sabo be granted leave to intervene herein, to become a party hereto, to examine and cross-examine witnesses, to adduce evidence herein, and to provide argument; and

That the Commission grant such further additional relief as it deems appropriate.

Dated: September 14, 2006

Respectfully Submitted,

By: 

Michael Edward Sabo

11718 Lehr Rd

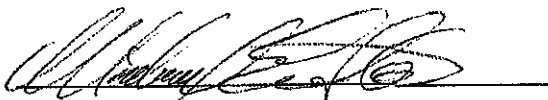
Marissa, IL 62257

(618) 295-3205

nucleardruid@accessus.net

VERIFICATION

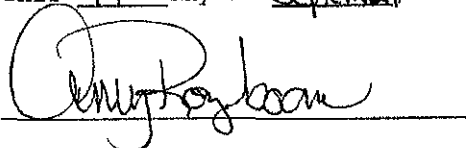
I, Michael Edward Sabo, being duly sworn upon oath, depose and say that I am a resident of Marissa Township; that I am the owner and operator of a Non-Public school as defined by the Illinois State Board of Education; that I am the lessee of a parcel of agricultural land in Lively Grove Township; that I have read the above and foregoing petition by me subscribed and know the contents thereof; that said contents are true in substance and in fact, except as to those matters stated upon information and belief, and as to those, I believe same to be true.



Michael Edward Sabo

Subscribed and sworn to before me

This 14<sup>th</sup> day of September 2006.



Notary Public

**AMY ROZEBOOM**  
Notary Public - Notary Seal  
STATE OF MISSOURI  
St. Louis City  
My Commission Expires on April 7, 2009  
Commission # 05683647

ORIGINAL

**Leka, Kathy**

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**From:** Lazarides, Dave  
**Sent:** Thursday, September 14, 2006 3:38 PM  
**To:** Leka, Kathy  
**Subject:** FW: ICC T06-0081 Petition to Intervene  
  
**Attachments:** ICC\_Petition\_to\_Intervene\_T06\_0081.pdf

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SEP 14 2006

Illinois Commerce Commission  
RAIL SAFETY SECTION



ICC\_Petition\_to\_Intervene\_T06\_...

-----Original Message-----

**From:** M. Sabo [mailto:nucleardruid@accessus.net]  
**Sent:** Thursday, September 14, 2006 2:29 PM  
**To:** mbarron@fletcher-sippel.com; thomas.benson@illinois.gov; john.henriksen@cn.ca; hortensine@taylor.net; jim.kvedaras@cn.ca; jeff.harpring@illinois.gov; Lazarides, Dave; Lazarides, Dave  
**Subject:** ICC T06-0081 Petition to Intervene

A pair of hard copies is being submitted to the ICC via U.S. Mail.

Respectfully,  
Mike Sabo  
Marissa, IL

JU-